

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: KING ET AL.	)	
	)	Group Art Unit: 1652
Application No.: 10/553,097	)	
	)	Examiner: CHOWDHURY
Filed: October 13, 2005	)	
	)	Confirmation No.: 4772
Attorney Docket No.: NREL 03-11	)	
	)	
For: OXYGEN-RESISTANT	)	<u>STATEMENT UNDER</u>
HYDROGENASES AND METHODS	)	<u>37 C.F.R. § 1.821</u>
FOR DESIGNING AND MAKING SAME	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

During an October 14, 2008, telephone conversation with Examiner Chowdhury, Applicant was notified that a computer readable form of the Sequence Listing was missing from the file. Applicants believe that the Sequence Listing was submitted on July 20, 2007. However, in an effort to expedite prosecution, Applicants submit herewith an additional electronic copy of the Sequence Listing via EFS-Web. No new matter has been added by this submission.

Pursuant to 37 C.F.R. § 1.821, Applicants submit that the computer readable form of the Sequence Listing is identical to the paper copy. Applicants further submit that support for the sequences can be found in the application as-filed. Because the Sequence Listing is being filed electronically, Applicants believe no additional paper copy is required.

In the event that any fees are due in connection with this paper, please debit Deposit Account No. 14-0460.

Respectfully submitted,

Dated: October 15, 2008

By:           /John C. Stolpa/            
John C. Stolpa  
Registration No. 57,632  
National Renewable Energy Laboratory